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From: Pablo Meles

Date: August 24, 2004

PLEASE DELIVER 3 PAGE(S) (including cover sheet) TO:

Name: Examiner Joannie A. Garcia
Company: USPatent and Trademark Office

Fax Number: 703-872-9306
Phone Number:

Please call (561) 653-5000, ext. 3434 if you do not receive all the pages.

Comments/Special Instructions

In re Application of: Vahid Goudarzi

Application No. 10/678,834

Examiner: Garcia, Joannie A.

Filed: October 3, 2003

Group Art Unit: 2823

For: METALLIC DAM AND METHOD OF FORMING THEREFOR

Transmitted herewith is Applicant's Election Pursuant to Examiner's Restriction Requirement. Please call Attorney Pablo Meles at 954-759-8959 should you require additional information. Thank you.

The information contained in this transmission may be a confidential attorney-client communication or may otherwise be privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this transmittal is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original transmittal to us by mail. Thank you.

Client/Matter No: 109666

Equitrac ID: 1647

{WP195131;1}

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Vahid Goudarzi

Application No. 10/678,834

Examiner: Garcia, Joannie A..

Filed: October 3, 2003

Group Art Unit: 2823

For: METALLIC DAM AND METHOD OF FORMING THEREFOR

RESPONSE TO ELECTION OF SPECIES REQUIREMENT**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on August 24, 2004.



Reg. No. 33,739

Pablo Meles

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

This response is in reply to a restriction requirement set forth in the Office Action dated July 27, 2004, in the above-identified application, with a one month shortened statutory period, making a response due on or before August 27, 2004. This response is timely filed and is merely confirming the voicemail regarding our election.

REMARKS

In the above-identified Office Action, the Examiner has issued an election of the invention to be examined and asserts that the application contains the following patentably distinct claimed inventions:

- I. Claims 1-16 drawn to a method, classified in class 438, subclass 118.
- II. Claims 17-20, drawn to a device, classified in class 257, subclass 779.

The Applicant hereby elects with traverse **Invention I** corresponding to claims 1-16.

The foregoing is submitted as a full and complete Response to the Election mailed July 27, 2004, and early and favorable consideration of the claims is requested.

{WP195115;1}

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U.S. Patent Application No. 10/678,834
Response to Restriction Requirement

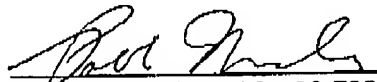
Docket No. 7463-30

Should the Examiner believe that anything further is necessary in order to place the application in better condition for allowance, the Examiner is respectfully requested to contact Applicants' representative at the telephone number listed below.

No additional fees are believed due; however, the Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, to Deposit Account No. 50-0951.

Respectfully submitted,

Date: August 24, 2004



Pablo Meles, Reg. No. 33,739

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Docket No. 7463-30

{WP195115;1}